

| United States Bankruptcy Court Southern District of Indiana | | | | | VOLUNTARY PETITION | | | | |
|---|--|--|--|--|---|---|--|--|--|
| Name of Debtor (if individual, enter Last, First, Middle): West 38th Street Plaza, LLC | | | | | Name of Joint Debtor (Spouse)(Last, First, Middle): | | | | |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): | | | | | All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): | | | | |
| Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one, state all): 35-1933798 | | | | | Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN)/Complete EIN (if more than one state all): | | | | |
| Street Address of Debtor (No. and Street, City and State): c/o Centre Properties 9333 N. Meridian Street, Suite 275 Indianapolis, IN 46260 | | | | | Street Address of Joint Debtor (No. and Street, City and State): | | | | |
| County of Residence or of the Principal Place of Business: Marion County | | | | | County of Residence or of the Principal Place of Business: | | | | |
| Mailing Address of Debtor (if different from street address): | | | | | Mailing Address of Joint Debtor (if different from street address): | | | | |
| Location of Principal Assets of Business Debtor (if different from street address above): 6250 W. 38th Street Indianapolis, IN 46254 | | | | | | | | | |
| Type of Debtor Form of Organization (Check one box.) <input type="checkbox"/> Individual (includes Joint Debtors) <i>See Exhibit D of this form.</i> <input checked="" type="checkbox"/> Corporation (includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below) | | | Nature of Business (Check one box.) <input type="checkbox"/> Health Care Business <input checked="" type="checkbox"/> Single Asset Real Estate as defined 11 USC § 101 (51B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input type="checkbox"/> Other | | | Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.) <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 9 <input checked="" type="checkbox"/> Chapter 11 <input type="checkbox"/> Chapter 12 <input type="checkbox"/> Chapter 13 </div> <div> <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Main Proceeding <input type="checkbox"/> Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding </div> </div> | | | |
| Chapter 15 Debtors Country of debtor's main interest: Each country in which a foreign proceeding by, regarding, or against debtor is pending: | | | Tax-Exempt Entity (Check box, if applicable) <input type="checkbox"/> Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code). | | | Nature of Debts (Check one box.) <input type="checkbox"/> Debts are primarily consumer debts, defined in 11 U.S.C. §101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts. | | | |
| Filing Fee (Check one box.) <input checked="" type="checkbox"/> Full Filing Fee Attached. <input type="checkbox"/> Filing Fee to be paid in installments (applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. <input type="checkbox"/> Filing Fee waiver requested (applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. | | | | | Chapter 11 Debtors Check one box: <input type="checkbox"/> Debtor is a small business debtor as defined in 11 U.S.C. §101(51D). <input checked="" type="checkbox"/> Debtor is not a small business debtor as defined in 11 U.S.C. §101(51D). Check if: <input type="checkbox"/> Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliate) are less than \$2,490,925 (amount subject to adjustment on 4/01/16 and every three years thereafter). Check all applicable boxes: <input type="checkbox"/> A plan is being filed with this petition. <input type="checkbox"/> Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. §1126(B). | | | | |
| Statistical/Administrative Information <input checked="" type="checkbox"/> Debtor estimates that funds will be available for distribution to unsecured creditors. <input type="checkbox"/> Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. | | | | | | | | | THIS SPACE FOR COURT USE ONLY |
| Estimated Number of Creditors <div style="display: flex; justify-content: space-between;"> <input checked="" type="checkbox"/> 1-49 <input type="checkbox"/> 50-99 <input type="checkbox"/> 100-199 <input type="checkbox"/> 200-999 <input type="checkbox"/> 1,000-5,000 <input type="checkbox"/> 5,001-10,000 <input type="checkbox"/> 10,001-25,000 <input type="checkbox"/> 25,001-50,000 <input type="checkbox"/> 50,001-100,000 <input type="checkbox"/> Over 100,000 </div> | | | | | | | | | |
| Estimated Assets <div style="display: flex; justify-content: space-between;"> <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input checked="" type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> 500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion </div> | | | | | | | | | |
| Estimated Liabilities <div style="display: flex; justify-content: space-between;"> <input type="checkbox"/> \$0 to \$50,000 <input type="checkbox"/> \$50,001 to \$100,000 <input type="checkbox"/> \$100,001 to \$500,000 <input type="checkbox"/> \$500,001 to \$1 million <input checked="" type="checkbox"/> \$1,000,001 to \$10 million <input type="checkbox"/> \$10,000,001 to \$50 million <input type="checkbox"/> \$50,000,001 to \$100 million <input type="checkbox"/> \$100,000,001 to \$500 million <input type="checkbox"/> 500,000,001 to \$1 billion <input type="checkbox"/> More than \$1 billion </div> | | | | | | | | | |

| | | | |
|--|---------------|---|--|
| VOLUNTARY PETITION <i>(This page must be completed and filed in every case.)</i> | | Name of Debtor(s): West 38th Street Plaza, LLC | |
| All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet) | | | |
| Location Where Filed: | Case Number: | Date Filed: | |
| Location Where Filed: | Case Number: | Date Filed: | |
| Pending Bankruptcy Case Filed by any Spouse, Partner, or Affiliate of this Debtor (If more than one, attach additional sheet) | | | |
| Name of Debtor: See Attachment for Pending Cases | Case Number: | Date Filed: | |
| District: | Relationship: | Judge: | |
| Exhibit A (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.) <input type="checkbox"/> Exhibit A is attached and made a part of this petition. | | Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b). Signature of Attorney for Debtor(s) -- (Date) | |
| Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? <input type="checkbox"/> Yes, and Exhibit C is attached and made part of this petition. <input checked="" type="checkbox"/> No. | | | |
| Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) <input type="checkbox"/> Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: <input type="checkbox"/> Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. | | | |
| Information Regarding the Debtor - Venue (Check any applicable box.) <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District <input checked="" type="checkbox"/> There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. <input type="checkbox"/> Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this district, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. | | | |
| Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) <input type="checkbox"/> Landlord has a judgement against the debtor for possession of debtor's residence. (If box checked, complete the following.) _____ (Name of landlord that obtained judgement) _____ (Address of landlord) <input type="checkbox"/> Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgement for possession, after the judgment for possession was entered, and <input type="checkbox"/> Debtor has included with this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition. <input type="checkbox"/> Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C § 362(1)). | | | |

VOLUNTARY PETITION

(This page must be completed and filed in every case.)

Name of Debtor(s):

West 38th Street Plaza, LLC**Signatures****Signature(s) of Debtor(s) (Individual/Joint)**

I declare under penalty of perjury that the information provided in the petition is true and correct.

*Signature of Debtor*_____
*Signature of Joint Debtor*_____
*Telephone Number*_____
*Date***Signature of a Foreign Representative**

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1511 are attached.☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached._____
*(Signature of Foreign Representative)*_____
*(Printed Name of Foreign Representative)*_____
*Date***Signature of Attorney***_____
*/s/ Whitney L. Mosby*_____
*Signature of Attorney for Debtor(s)*_____
Whitney L. Mosby_____
*Printed Name of Attorney for Debtor(s)*_____
Bingham Greenebaum Doll LLP_____
*Firm Name*_____
**2700 Market Tower
10 West Market Street
Indianapolis, IN 46204
Email Address: smosby@bgdlegal.com**_____
*Address*_____
317-968-5469_____
*Telephone Number*_____
01/20/2015_____
Date

* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.

*/s/ Craig W. Johnson*_____
*Signature of Authorized Individual*_____
Craig W. Johnson_____
*Printed Name of Authorized Individual*_____
President_____
*Title of Authorized Individual*_____
01/20/2015_____
*Date***Signature of Non-Attorney Bankruptcy Petition Preparer**

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b), and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notices of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

*Address*_____
*Signature of Preparer*_____
Date

Signature of bankruptcy petition preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person, individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 100; 18 U.S.C. § 156.

ATTACHMENT TO VOLUNTARY PETITION

PENDING FILINGS

| DEBTOR NAME | CASE # | DATE | DISTRICT | RELATIONSHIP | JUDGE |
|---------------------------|---------------|-------------|------------------------------|---------------------|--------------|
| Centre West Key Bank, LLC | | 1-20-15 | Southern District of Indiana | Affiliate | |
| C&J Properties, LLC | | 1-20-15 | Southern District of Indiana | Affiliate | |

In re

West 38th Street Plaza, LLC,
Debtor.

Chapter: 11

Case No. 15-00000(11)

DECLARATION UNDER PENALTY OF PERJURY

I, the undersigned authorized officer of West 38th Street Plaza, LLC, named in this case as (the "Debtor"), declare under penalty that I have read the foregoing and it is true and correct to the best of my knowledge, information, and belief.

01/20/2015

Date

/s/ Craig W. Johnson

Signature

Craig W. Johnson

Name

President

Title

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571

B 4 (Official Form 4) (4/13)

UNITED STATES BANKRUPTCY COURT**Southern District of Indiana**In re West 38th Street Plaza, LLC,
DebtorCase No. 15-00000(11)
Chapter 11**LIST OF CREDITORS HOLDING 4 LARGEST UNSECURED CLAIMS**

Following is the list of the debtor's creditors holding the 4 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 4 largest unsecured claims. If a minor child is one of the creditors holding the 4 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose child's name. See, 11 U.S.C. § 112 and Fed. R. Bankr. P. 1007(m).

| (1) <i>Name of creditor and complete mailing address including zip code</i> | (2) <i>Name, telephone number and complete mailing address including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i> | (3) <i>Nature of claim (trade debt, bank loan, government contract, etc.)</i> | (4) <i>Indicate if claim is contingent, unliquidated, disputed or subject to setoff</i> | (5) <i>Amount of claim [if secured also state value of security]</i> |
|---|--|--|--|---|
| ACI, Inc. 5108 Topp Drive Indianapolis, IN 46218 | ACI, Inc. 5108 Topp Drive Indianapolis, IN 46218 | ACCOUNTS PAYABLE | | \$52,935.00 |
| Pro-Cote PO Box 1042 Carmel, IN 46082 | Pro-Cote PO Box 1042 Carmel, IN 46082 ph: 317-258-4752 | ACCOUNTS PAYABLE | | \$1,197.50 |
| Citimark Management Co., Inc. 8604 Allisonville Rd. Suite 250 Indianapolis, IN 46250 | Citimark Management Co., Inc. 8604 Allisonville Rd. Suite 250 Indianapolis, IN 46250 | ACCOUNTS PAYABLE | | \$375.05 |
| Thrasher Buschmann & Voelkel, PC 151 N. Delaware St. Suite 1900 Indianapolis, IN 46204 | Thrasher Buschmann & Voelkel, PC 151 N. Delaware St. Suite 1900 Indianapolis, IN 46204 ph: 317-686-4773 | ACCOUNTS PAYABLE | | \$135.00 |

In re West 38th Street Plaza, LLC
Debtor

Case No. 15-00000(11)
(If known)

DECLARATION REGARDING LIST OF CREDITORS

DECLARATION UNDER PENALTY OF PERJURY REGARDING the TOP 4 UNSECURED CLAIMS ON BEHALF OF A CORPORATION OR PARTNERSHIP

I, Craig W. Johnson, the President of the West 38th Street Plaza, LLC named as debtor in this case, declare under penalty of perjury that I have read the foregoing list of creditors holding 4 largest unsecured claims, and that they are true and correct to the best of my knowledge, information, and belief.

Date: 01/20/2015

Signature: /s/Craig W. Johnson
Title: President

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571

UNITED STATES BANKRUPTCY COURT

Southern District of Indiana

In re: West 38th Street Plaza, LLC,
Debtor

Case No. 15-00000(11)
Chapter 11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with Fed. R. Bank. P. 1007(a)(3) for filing in this chapter 11 case.

| <i>Name and last know address or place of business of holder</i> | <i>Security Class</i> | <i>Number of Shares or Securities</i> | <i>Kind of Interest</i> |
|--|---------------------------|---|-----------------------------|
| Craig W. Johnson | EQUITY | 50% | |
| Singleton Associates, LLC | EQUITY | 50% | |

In re West 38th Street Plaza, LLC
Debtor

Case No. 15-00000(11)
(If known)

DECLARATION CONCERNING DEBTOR'S EQUITY

Equity Holder List

I, Craig W. Johnson the undersigned authorized officer of West 38th Street Plaza, LLC, named in this case as (the "Debtor"), declare under penalty that I have read the foregoing and it is true and correct to the best of my knowledge, information, and belief.

Date: 01/20/2015

Signature: /s/Craig W. Johnson
Title: President

UNITED STATES BANKRUPTCY COURT

Southern District of Indiana

In re: West 38th Street Plaza, LLC, Case No. 15-00000(11)
Debtor Chapter 11

CORPORATE OWNERSHIP STATEMENT

Pursuant to Bankruptcy Rules 1007(a)(1) and 7007.1, the following is a list of corporations that directly or indirectly own ten percent(10%) or more of any class of the above captioned debtor's equity interests or states that there are no entities to report:

| <i>Name and last know address or place of business of holder</i> | <i>Number of Shares or Securities</i> |
|--|---|
| Singleton Associates, LLC | 50% |

In re West 38th Street Plaza, LLC
Debtor

Case No. 15-00000(11)
(If known)

DECLARATION CONCERNING DEBTOR'S CORPORATE OWNERSHIP STATEMENT

Corporate Ownership Statement

I, Craig W. Johnson the undersigned authorized officer of West 38th Street Plaza, LLC, named in this case as (the "Debtor"), declare under penalty that I have read the foregoing and it is true and correct to the best of my knowledge, information, and belief.

Date: 01/20/2015

Signature: /s/Craig W. Johnson
Title: President